

OLL 83-3212  
29 December 1983

MEMORANDUM FOR: Director, Office of Legislative Liaison  
FROM: Chief, Liaison Division  
SUBJECT: Agenda for 2nd Session of 98th Congress

1. The calendar for the second session of the 98th Congress runs from 23 January to 4 October. This is an election year and that consideration will drive the substance and agenda. In terms of intelligence items, we expect pressures to limit: (a) covert action, particularly paramilitary actions; (b) our authorities for polygraph and pre-publications review; and (c) spending, depending on the strength of the deficit trimming mood in Congress.

2. Normally scheduled items for this session will include:

a. The FY 1985 budget/appropriation/authorization cycle which will undoubtedly be a forum for discussion on covert action, leaks and budget cuts;

b. The DCI world-wide briefings, traditionally given to some or all of the eight committees concerned with intelligence, and all likewise fora for debating our programs;

c. Leaks Hearings. Congress has concern over proposals in NSDD-84 to expand polygraph use to investigate leaks, and to expand the pre-publication review requirements outside CIA and NSA. The SSCI, prompted in large part by Senator Goldwater's deep and abiding concern over leaks will begin hearings on this topic in February. Other committees will follow, concentrating more, perhaps, on the conflict between the need for security versus the citizen's right to privacy.

d. Government Federal Health Benefits Program (FEHBP). A Senate Governmental Affairs Subcommittee will hold hearings on a half dozen or so bills to modify the current federal program. We expect only incremental changes to the current program. The House will wait until the Senate has acted.



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e. Social Security retirement for Federal Employees. There will be no hearings, but there will be a substantial amount of staff study centering on a GAO survey of government and private industry retirement programs. This survey will be completed in March 1984.

✓ f. FOIA. The bill relieving the Agency from searching operational files in response to FOIA requests passed the Senate with little problem. It will have a harder time in the House.

✓ g. Technology Transfer. The Senate will strengthen the House version of the Export Administration Act during projected February hearings. We may have to supply more explanations on the bill's effect on intelligence-gathering about technology losses to the Soviet Bloc.

✓ h. Counterintelligence. The Authorization Conference Committee directed the Agency to place more emphasis on overseas counterintelligence efforts, build a cadre of career CI specialists, and submit a report to Congress with the FY 1985 budget.

2. The covert action issue will not go away. Senator Inouye expects a six-month report on Central America covert action programs this Spring. In addition, the HPSCI and SSCI are both on record in their conference report that hearings and study are "not yet completed" on "proposals to restrict the initiation of paramilitary covert actions."

3. DDI briefings of Congress will, as ever, depend on the vagaries of the moment. Certainly, however, there will be briefings and hearings on:

a. SALT/START compliance issues and INF;

b. Terrorism, particularly in the context of the 1984 Olympic Games in Los Angeles; ✓

c. Narcotics trafficking, particularly in Latin America. The House Foreign Affairs Committee has already warned us of projected hearings in February.

d. Middle East. The Senate Foreign Relations Committee is doing a staff study now on Soviet activities in the Middle East, a certain precursor to DDI briefings.

4. We have some important initiatives of our own to push during this session. The major ones are:

a. A remedy to the COLA penalty imposed on those retiring before age 65, remembering that CIARDS has mandatory retirement at 60;

b. Legislation enabling the DCI, Attorney General and Commissioner of INS jointly to waive certain requirements for citizenship for Agency sources on the basis of significant contributions to the National Intelligence Mission;

c. An imaginative NSA initiative to add civil penalties (fines) to existing criminal penalties for unauthorized disclosure of signals intelligence information.

d. Perfecting legislation to help protect against "graymail."

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